

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
NORTHEASTERN DIVISION**

JAMES KEITH RUSHBROOK,]
] Petitioner,]
] v.] CV-09-LSC-RRA-1729-NE
] THE STATE OF ALABAMA,]
] Respondent.]

ORDER OF DISMISSAL

In accordance with the Memorandum Opinion entered contemporaneously herewith, the petition for a writ of habeas corpus is hereby **DISMISSED**. Costs are taxed to the petitioner.

Done this 6th day of October 2009.



L. SCOTT COOGLER
UNITED STATES DISTRICT JUDGE
153671